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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91189861
Party	Defendant Alcoa Home Exteriors, Inc.
Correspondence Address	ALFRED R. HUPP, JR. LATHROP & GAGE, L.C. STE 2800 2345 GRAND BLVD KANSAS CITY, MO 64108-2684  ipdocketing@lathropgage.com
Submission	Answer
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Signature	/David V. Clark/
Date	06/01/2009
Attachments	2009-06-01 Applic Answr_Ntc of Opp.pdf ( 4 pages )(12927 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE  
TRADEMARK TRIAL AND APPEAL BOARD

RE: U.S. Trademark Application Serial No. 77/543,998  
Published in the *Official Gazette* on December 23, 2008

Gentek Building Products, Inc.	)	
	)	
Opposer	)	
	)	Mark: QUEST SIGNATURE
v.	)	
	)	Opposition No.: 91189861
Alcoa Home Exteriors, Inc.	)	
	)	
Applicant	)	

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Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

**APPLICANT’S ANSWER TO NOTICE OF OPPOSITION**

Alcoa Home Exteriors, Inc. (“Applicant”) is the holder of all right, title and interest in and to United States Trademark Application Serial No. 77/543,998, and for its Answer to the Notice of Opposition filed by Gentek Building Products, Inc. (“Opposer”), pleads as follows:

1. Applicant admits the allegations of Paragraph 1.
2. Answering Paragraph 2, Applicant states that it is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in this paragraph, and therefore denies same.
3. Applicant admits the allegations of Paragraph 3.

4. Answering Paragraph 4, Applicant states that it is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in this paragraph, and therefore denies same.
5. The Notice of Opposition contains no Paragraph 5, and thus, no response is necessary.
6. Answering Paragraph 6, Applicant states that it is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in this paragraph, and therefore denies same.
7. Answering Paragraph 7, Applicant states that it is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in this paragraph, and therefore denies same.
8. Answering Paragraph 8, Applicant states that it is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in this paragraph, and therefore denies same.
9. Answering Paragraph 9, Applicant states that it is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in this paragraph, and therefore denies same.
10. Applicant denies the allegations of Paragraph 10.
11. Answering Paragraph 11, Applicant states that it is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in this paragraph, and therefore denies same.
12. Applicant denies the allegations of Paragraph 12.

13. Applicant denies the allegations of Paragraph 13.
14. Applicant admits that the filing of Application Serial No. 77/543,998 for Applicant's QUEST SIGNATURE Mark was without license, authorization or permission from Opposer; however, Applicant denies that any such license, authorization or permission from Opposer was required, warranted, or necessary.
15. Applicant denies the allegations of Paragraph 15.
16. Applicant denies the allegations of Paragraph 16.
17. Applicant denies each and every allegation, which is not expressly admitted herein.

#### **AFFIRMATIVE DEFENSES**

18. The Notice of Opposition fails to state a claim upon which relief can be granted.

WHEREFORE, Applicant prays that the Notice of Opposition be dismissed, that Applicant be discharged with its costs incurred herein and for such other and further relief as may be deemed just and proper.

DATED: June 1, 2009

Respectfully submitted,

LATHROP & GAGE L.C.

/David V. Clark/

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Attorneys for Applicant

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing ANSWER was served this 1st day of June, 2009, by first-class mail, postage prepaid, on:

Holly M. Ford  
Buchanan Ingersoll & Rooney PC  
P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703)836-6620

/David V. Clark/

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David V. Clark